

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

JOHNNIE W. McMILLON,

Plaintiff,

DECISION AND ORDER

04-CV-6346L

v.

MATTHEW MULHERN, et al.,

Defendant.

Plaintiff, who has appeared *pro se*, filed a motion (Dkt. # 49) on April 27, 2007 to dismiss his case against all defendants. Plaintiff's motion is granted and the complaint is dismissed with prejudice, pursuant to FED. R. CIV. P. 41(a)(2).

IT IS SO ORDERED.



DAVID G. LARIMER
United States District Judge

Dated: Rochester, New York
May 3, 2007.